

STATE OCCUPATIONAL THERAPY LICENSURE BOARD
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 6/9/2017

BOARD MEMBERS PRESENT: Caren DeAngelis – Chair
Kristin Guidry
Diann Davis-Martin
Michael Spero
Cherie Strand

BUREAU STAFF: Tana Cory, Bureau Chief
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Mitchell Toryanski, Legal Counsel
Eric Nelson, Board Prosecutor

OTHERS PRESENT: Jen Howerton, Brown Mackie College
Esther Davis, Brown Mackie College
Shaun Conway, National Board for
Certification in Occupational Therapy (NBCOT)
Mel Henderson, Brown Mackie College
John Watts, Veritas Advisors, Idaho Occupational
Therapy Association
Ashley Crawford, Brown Mackie College

Mr. Ellsworth reviewed the Board's elections process since Mr. Sutherin's term as Chair had recently ended. Ms. Cory introduced Ms. Strand as the Board's new member.

NEW BUSINESS

BOARD ELECTIONS

Ms. Guidry nominated Ms. DeAngelis as the Chair. It was seconded by Ms. Strand. Motion carried

APPROVAL OF MINUTES

Ms. Guidry made a motion to approve the minutes of 12/9/2016, 1/25/2017, and 3/20/2017. It was seconded by Mr. Spero. Motion carried.

EXECUTIVE ORDER

Ms. Cory reviewed the Executive Order issued by Acting Governor Little which requires State agencies to submit a report to the Office of the Governor no later than July 1, 2018. The report will assess whether the licensure requirements are necessary and in the public interest while providing recommendations for improvement, modification or elimination. Ms. Strand made a motion to authorize

Ms. Guidry work with Ms. Cory on the implementing the directive and placing the information on the Board's website for public comment. It was seconded by Ms. Guidry. Motion carried.

FINANCIAL REPORT

Ms. Cory gave the financial report, which indicated that the Board had a cash balance of \$151,109.92 as of 5/31/2017. Ms. Guidry made a motion to have a discussion at the next meeting about a proposed fee decrease and authorize the subcommittee to discuss the same and bring the information to the next meeting. It was seconded by Ms. Davis-Martin. Motion carried.

LEGISLATIVE REPORT

Mr. Toryanski gave the legislative report. He said the deadline to submit proposed law changes to the Governor's Office is July 14 and the deadline to submit proposed rule changes to the Governor's Office is the third week in August for the 2018 Legislative Session.

DISCIPLINE

Mr. Nelson presented a Stipulation and Consent Order in case OCT-2016-2. Ms. Guidry made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Strand. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

Ms. Peel also reviewed continuing education discipline reporting to the National Practitioner Data Bank (NPDB). Ms. Strand made a motion to not have the Board submit continuing education violations to the NPDB at this time. It was seconded by Ms. Guidry. Motion carried.

OLD BUSINESS

To Do List – The Board reviewed the to do list.

Ms. Cory reviewed the process that many Boards completed prior to passing the Idaho Telehealth Access Act. She said Mr. Sutherin was to continue working with the Idaho telehealth work group, but the group has not met for some time. Ms. Cory said the Board needed to appoint a new representative. Ms. Guidry made a motion to nominate Ms. DeAngelis as the new representative. It was seconded by Ms. Davis-Martin. Motion carried.

SUBCOMMITTEE REPORT: SUPERVISION/TELEHEALTH

Ms. DeAngelis reviewed the work completed by the subcommittee regarding proposed supervision and telehealth rules. The Board agreed to have the subcommittee continue working on the draft of the proposed supervision and telehealth rules with input from stakeholders.

CE RULES

The Board reviewed the existing continuing education rules and no action was taken.

NATIONAL BOARD FOR CERTIFICATION IN OCCUPATIONAL THERAPY (NBCOT) NAVIGATOR TOOL/AMERICAN OCCUPATIONAL THERAPY ASSOCIATION (AOTA) CORRESPONDENCE – DISCUSSION

The Board reviewed the letter from the AOTA about NBCOT's Navigator Tool and the request for additional rules referring specifically to the use of the Navigator Tool for "continuing competency" and as approved continuing education (CE).

Mr. Henderson said that the Navigator Tool is excellent, evidence-based continuing education (self-assessments) and that a few other states (i.e. Texas) have approved it for a limited number of hours of continuing education. He suggested that the Board include a new rule approving the Navigator Tool for a limited number of CE hours.

Mr. Conway said the Navigator Tool is an "optional CE activity" and reviewed the process that the NBCOT went through to provide the Navigator Tool for currently NBCOT certified OTs and OTAs. He said he would send the list of other states who have accepted NBCOT as CE.

Ms. Guidry made a motion to appoint Ms. Strand and Ms. Davis-Martin as a subcommittee to review the CE rules as pertaining to online competency assessments and any other changes that may need to be made as a result of the research. It was seconded by Ms. Strand. Motion carried.

NEW BUSINESS

PROPOSED LAWS AND RULES

Mr. Toryanski reviewed the proposed rules and recounted the subcommittee's process in writing them. Ms. DeAngelis said that the proposed rules are a work in progress and the subcommittee will continue to work on them with input from stakeholders. The Board discussed the inclusion of more information for recordkeeping, and agreed that since this is already within the rules and the frequently asked questions (FAQs), that the subcommittee will also review the FAQs.

Mr. Toryanski reviewed a proposed law change removing the terms "certified" and "registered." Mr. Watts, a legislative advisor representing the Idaho

Occupational Therapy Association (IOTA), related the history regarding the use of those terms. The Board requested that Mr. Ellsworth and Mr. Toryanski examine the Occupational Therapy Practice Act to see if changes should be considered in other sections.

Ms. Strand made a motion to have the Bureau submit the legislative idea by the July 14 deadline. It was seconded by Ms. Guidry. Motion carried.

CORRESPONDENCE

OTA SUPERVISION

The Board reviewed the question regarding OTA supervision. Ms. Guidry made a motion to have Ms. Toncray respond that the Board is working on the rules and that her comments will be provided to the subcommittee for review. It was seconded by Ms. Davis-Martin. Motion carried.

PHYSICAL AGENT MODALITIES (PAMS) QUESTION

The Board reviewed the question regarding PAMS and Vital Stim. Ms. DeAngelis replied earlier to the correspondent, and the Board agreed that there was no further action required since the correspondent had not replied.

EXECUTIVE SESSION

Ms. Guidry made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. Davis-Martin. The vote was: Ms. DeAngelis, aye; Ms. Guidry, aye; Ms. Davis-Martin, aye; Mr. Spero, aye; and Ms. Strand, aye. Motion carried.

Ms. Guidry made a motion to come out of executive session. It was seconded by Ms. Strand. The vote was: Ms. DeAngelis, aye; Ms. Guidry, aye; Ms. Davis-Martin, aye; Mr. Spero, aye; and Ms. Strand, aye. Motion carried.

APPLICATIONS

Ms. Strand made a motion to approve the following for licensure:

OCTAA-1782 Brittany Cissell

It was seconded by Ms. Guidry. Motion carried.

CE COURSES

The Board approved the following CE courses:

NEURO IFRAH ASSESSMENT AND MANAGEMENT OF FUNCTIONAL GAIT:
WALKING FOR LIFE
ST. LUKES HEALTH SERVICES

FACILITATING RECOVERY IN SEVERE STROKE - THE UPPER AND LOWER
EXTREMITY COURSE
MOBILITY RESEARCH

TECHNOLOGICAL ADVANCES IN GAIT ANALYSIS AND TREATMENT FOR THE
NEUROLOGICAL CLINIC
MOBILITY RESEARCH

A STROKE IS NOT A STROKE IS NOT A STROKE - TREATMENT CONCEPTS TO
ADDRESS SUBCORTICAL TISSUE DAMAGE
MOBILITY RESEARCH

GERIATRIC PHYSICAL THERAPY - MODULE 5
AT HOME SEMINARS, LLC

GERIATRIC PHYSICAL THERAPY - MODULE 4
AT HOME SEMINARS, LLC

GERIATRIC PHYSICAL THERAPY - MODULE 3
AT HOME SEMINARS, LLC

GERIATRIC PHYSICAL THERAPY - MODULE 2
AT HOME SEMINARS, LLC

GERIATRIC PHYSICAL THERAPY - MODULE 1
AT HOME SEMINARS, LLC

PHYSICAL THERAPY FOR CHILDREN, 4TH ED - MODULE 3
AT HOME SEMINARS, LLC

PHYSICAL THERAPY FOR CHILDREN, 4TH ED - MODULE 2
AT HOME SEMINARS, LLC

PHYSICAL THERAPY FOR CHILDREN, 4TH ED - MODULE 1
AT HOME SEMINARS, LLC

MANUAL EVALUATION OF THE SACROILIAC JOINT
AT HOME SEMINARS, LLC

MANUAL CORRECTION AND TREATMENT OF THE SACROILIAC JOINT
AT HOME SEMINARS, LLC

REFLEX INTEGRATION TO SUPPORT EDUCATION
THERAPEEDS

NEURO-DEVELOPMENTAL TREATMENT AND BODY WEIGHT SUPPORT
THERAPIES - PARTNERS IN RETRAINING MOVEMENT
MOBILITY RESEARCH

FIFTH ANNUAL CLINICAL NEUROSCIENCE CONFERENCE
ST. LUKES HEALTH SERVICES

ESSENTIALS OF HAND THERAPY FOR THE NONHAND THERAPIST -
EVALUATION AND TREATMENT OF THE HAND: ONE WEEK TO ONE YEAR
EDUCATA

NOCICEPTION AND PAIN: DANGER DETECTION, TRANSMISSION AND
IMPLICATIONS FOR CARE
EDUCATA

SPACED RETRIEVAL STEP BY STEP: AN EVIDENCE-BASED MEMORY
INTERVENTION
EDUCATA

NEXT MEETINGS were scheduled for August 9, 2017 at 4:00 PM MDT
(conference call) and for September 22, 2017 at 1:00 PM MDT (regular meeting).

ADJOURNMENT

Ms. Strand made a motion to adjourn the meeting at 12:00 PM MDT. It was
seconded by Ms. Guidry. Motion carried.

Caren DeAngelis, Chair

Kristin Guidry

Diann Davis-Martin

Michael Spero

Cherie Strand

Tana Cory, Bureau Chief